

(JCx), CLOSED, DISCOVERY, RELATED-G

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
(Eastern Division – Riverside)
CIVIL DOCKET FOR CASE #: 5:11-cv-00696-CAS-JC**

Maria Smith Barragan v. Board of Governors of The Federal Reserve System et al
Assigned to: Judge Christina A. Snyder
Referred to: Magistrate Judge Jacqueline Chooljian
Related Case: 2:07-cv-04507-CAS-JC
Cause: 05:552 Freedom of Information Act

Date Filed: 05/03/2011
Date Terminated: 04/30/2012
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff

Maria Smith Barragan

represented by **Julio J Ramos**
Julio J Ramos Law Offices
35 Grove Street Suite 107
San Francisco, CA 94102
415-948-3015
Fax: 415-469-9787
Email: ramosfortrustee@yahoo.com
ATTORNEY TO BE NOTICED

Steven M Nunez
Ward and Hagen LLP
440 Stevens Avenue Suite 350
Solana Beach, CA 92075
858-847-0505
Fax: 858-847-0105
Email: smn6@columbia.edu
ATTORNEY TO BE NOTICED

V.

Defendant

Board of Governors of The Federal Reserve System

represented by **Yvonne F Mizusawa**
Board of Governors of the Federal Reserve System
20th and C Streets NW
Washington, DC 20551
202-452-3436
Fax: 202-736-5615
Email: yvonne.f.mizusawa@frb.gov
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Alarice M Medrano
AUSA – Office of US Attorney
Civil Division
300 North Los Angeles Street Suite 7516
Los Angeles, CA 90012
213-894-0460
Fax: 213-894-7819
Email: alarice.medrano@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

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Date Filed	#	Docket Text
05/03/2011	<u>1</u>	COMPLAINT against defendant Board of Governors of The Federal Reserve System. Case assigned to Judge Virginia A. Phillips for all further proceedings. Discovery referred to Magistrate Judge Sheri Pym. (Filing fee \$ 350), filed by plaintiff Maria Smith Barragan. (am) (Additional attachment(s) added on 5/18/2011: # <u>1</u> Summons) (mrgo). (Entered: 05/05/2011)
05/03/2011		30 DAY Summons Issued re Complaint – (Discovery) <u>1</u> as to defendant Board of Governors of The Federal Reserve System. (am) Modified on 5/5/2011 (am). (Entered: 05/05/2011)
05/03/2011	<u>2</u>	CERTIFICATION AND NOTICE of Interested Parties filed by plaintiff Maria Smith Barragan, (am) (mrgo). (Entered: 05/05/2011)
05/03/2011	<u>3</u>	STANDING ORDER by Judge Virginia A. Phillips, READ THIS ORDER CAREFULLY. IT CONTROLS THIS CASE AND DIFFERS IN SOME RESPECTS FROM THE LOCAL RULES. (am) (Entered: 05/05/2011)
05/17/2011	4	CLERKS E-MAIL RE LOCAL RULE 3-2 TO COUNSEL on 5/17/11 addressed to ramosfortrustee@yahoo.com, smn6@columbia.edu,. COURT REQUIRES YOUR IMMEDIATE RESPONSE. Pursuant to Local Rule 3-2, you are required to e-mail, within 24 hours of filing, a Filed stamped copy of your complaint and other civil case initiating documents, in PDF format to the Court. To date, we have not received the PDF images of your filing. Please do so within 24 hours or this matter will be referred to the Chief Judge for further proceedings. (mrgo) (Entered: 05/17/2011)
05/17/2011	5	PDF DOCUMENTS RECEIVED RE LOCAL RULE 3-2. The following PDF Documents were received by the Court on 5/17/11: complaint, certificate of interested parties, civil cover sheet, CV-18. (mrgo) (Entered: 05/18/2011)
05/18/2011	6	PDF DOCUMENTS ATTACHED TO DOCKET RE LOCAL RULE 3-2. The following PDF Documents were attached to the Court docket on 5/17/11: complaint, certificate of interested parties, civil cover sheet, CV-18. (mrgo) (Entered: 05/18/2011)
05/19/2011	<u>7</u>	ORDER RE TRANSFER PURSUANT TO GENERAL ORDER 08-05 –Related Case– filed. Related Case No: CV 07-04507 CAS (JCx). Case transferred from Judge Virginia A. Phillips and Magistrate Judge Sheri Pym to Judge Christina A. Snyder and Magistrate Judge Jacqueline Chooljian for all further proceedings. The case number will now reflect the initials of the transferee Judge EDCV 11-00696 CAS (JCx). Signed by Judge Christina A. Snyder (cys) (Entered: 05/19/2011)
12/21/2011	<u>8</u>	PROOF OF SERVICE Executed by Plaintiff Maria Smith Barragan, upon Defendant Board of Governors of The Federal Reserve System served on 12/20/2011, answer due 2/18/2012. Service of the Summons and Complaint were NOT executed upon the United States Attorneys Office which was NOT served. Executed upon the Attorney Generals Office of the United States by unspecified means. The Attorney Generals Office of the United States was NOT served. The officer agency or corporation was NOT served. Service was executed in compliance with Federal Rules of Civil Procedure. Due diligence declaration NOT attached. Registered or certified mail return receipt NOT attached. Original Summons NOT returned. <i>SERVED IN HAND MARILYN BARRON OFFICE MANAGER/AUTHORIZED TO ACCEPT SERVICE OF PROCESS</i> , PROOF OF SERVICE Executed by Plaintiff Maria Smith Barragan, upon Defendant Board of Governors of The Federal Reserve System served on 12/20/2011, answer due 2/18/2012. Service of the Summons and Complaint were NOT executed upon the United States Attorneys Office which was NOT served. Executed upon the Attorney Generals Office of the United States by unspecified means. The Attorney Generals Office of the United States was NOT served. The officer agency or corporation was NOT served. Service was executed in compliance with Federal Rules of Civil Procedure. Due diligence declaration NOT attached. Registered or certified mail return receipt NOT attached. Original Summons NOT returned. <i>SERVED IN HAND MARILYN BARRON OFFICE MANAGER/AUTHORIZED TO ACCEPT SERVICE OF PROCESS</i> (Ramos, Julio) (Entered: 12/21/2011)

02/22/2012	<u>9</u>	LOCAL RULE 7-3 MEET AND CONFER LETTER filed by Plaintiff Maria Smith Barragan <i>Proof of Service by FACSIMILE</i> Attached (Ramos, Julio) (Entered: 02/22/2012)
02/28/2012	<u>10</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Letter by Plaintiff's Counsel to the General Counsel Reserve Board of Governors dated 2/22/2012 re Meet and Confer Pursuant to Local Rule 7-3 <u>9</u> . The following errors were found: Title page is missing. Other error(s) with document(s): Letter format; all matters shall be called to a judge's attention by an appropriate filing in compliance with the Local Rules, Local Rule 83-2.11. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (smom) (Entered: 02/28/2012)
03/07/2012	<u>11</u>	NOTICE OF MOTION AND MOTION to Dismiss for Lack of Jurisdiction filed by defendant Board of Governors of The Federal Reserve System. Motion set for hearing on 4/30/2012 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Memorandum of Points and Authorities in Support of Motion, # <u>2</u> Declaration Jeanne M. McLaughlin with Exhs. A-C)(Mizusawa, Yvonne) (Entered: 03/07/2012)
03/07/2012	<u>12</u>	APPLICATION of Non-Resident Attorney Yvonne F. Mizusawa to appear on behalf of Defendant Board of Governors of The Federal Reserve System, and designating Alarice M. Medrano as local counsel. (PHV FEE WAIVED.) Lodged Proposed Order. (gk) (Entered: 03/12/2012)
03/08/2012	<u>13</u>	ORDER by Judge Christina A. Snyder: granting <u>12</u> Application to Appear Pro Hac Vice by Attorney Yvonne F. Mizusawa on behalf of Defendant, designating Alarice M. Medrano as local counsel. (lt) (Entered: 03/12/2012)
03/14/2012	<u>14</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Notice of Motion and Motion to Dismiss for Lack of Subject Matter Jurisdiction filed 3/7/2012 <u>11</u> . The following error(s) was found: Local Rule 11-8 Memorandum brief exceeding 10 pages shall contain table of contents. Proposed order not submitted pursuant to Local Rule 52-4.1. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (gk) (Entered: 03/15/2012)
04/03/2012	<u>15</u>	EX PARTE APPLICATION for Discovery regarding Jurisdictional Discovery of Subject Matter Jurisdiction of <i>FOIA REQUEST</i> filed by plaintiff Maria Smith Barragan. (Attachments: # <u>1</u> Exhibit October 14, 2010 FOIA APPEAL, # <u>2</u> Exhibit September 26, 2010 FOIA Electronic Request, # <u>3</u> Exhibit September 30, 2010 FOIA DENIAL, # <u>4</u> Exhibit November 3, 2010 FOIA DENIAL)(Ramos, Julio) (Entered: 04/03/2012)
04/06/2012	<u>16</u>	OPPOSITION to EX PARTE APPLICATION for Discovery regarding Jurisdictional Discovery of Subject Matter Jurisdiction of <i>FOIA REQUEST</i> <u>15</u> filed by Defendant Board of Governors of The Federal Reserve System. (Mizusawa, Yvonne) (Entered: 04/06/2012)
04/09/2012	<u>17</u>	OPPOSITION TO RULE 12(b)(1) Motion To Dismiss filed by Plaintiff Maria Smith Barragan. (Attachments: # <u>1</u> Exhibit October 14, 2010 FOIA APPEAL, # <u>2</u> Exhibit September 30, 2010 FOIA DENIAL, # <u>3</u> Exhibit November 30, 2010 FOIA DENIAL, # <u>4</u> Exhibit February 8, 2011 REQUEST FOR DISCRETIONARY RELEASE, # <u>5</u> Exhibit February 18, 2011 DENIAL DISCRETIONARY RELEASE)(Ramos, Julio) (Entered: 04/09/2012)
04/10/2012	<u>18</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Plaintiff's Ex Parte Application for Expedited Jurisdictional Discovery filed 4/3/2012 <u>15</u> . The following error(s) was found: Proposed order not submitted pursuant to Local Rule 7-19. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (gk) (Entered: 04/10/2012)

		04/11/2012)
04/11/2012	<u>19</u>	NOTICE OF LODGING filed <i>Proposed Order</i> re EX PARTE APPLICATION for Discovery regarding Jurisdictional Discovery of Subject Matter Jurisdiction of <i>FOIA REQUEST 15</i> (Attachments: # <u>1</u> Exhibit Proposed Order)(Ramos, Julio) (Entered: 04/11/2012)
04/13/2012	<u>20</u>	MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: Plaintiff's Ex Parte Application for Expedited Jurisdictional Discovery <u>15</u> is DENIED. Court Reporter: Not Present. (gk) (Entered: 04/13/2012)
04/16/2012	<u>21</u>	REPLY in Further Support of MOTION to Dismiss for Lack of Jurisdiction <u>11</u> filed by Defendant Board of Governors of The Federal Reserve System. (Mizusawa, Yvonne) (Entered: 04/16/2012)
04/30/2012	<u>22</u>	MINUTES OF Motion Hearing held before Judge Christina A. Snyder: Defendant's Motion to Dismiss for Lack of Subject Matter Jurisdiction <u>11</u> is hereby GRANTED. The Court notes, however, that plaintiff would not be foreclosed from filing a proper FOIA request and then seeking judicial review if and when that request is denied. (MD JS-6. Case Terminated) Court Reporter: Laura Elias. (gk) (Entered: 05/01/2012)